

# IN THE MICHIGAN COURT OF APPEALS

## ORDER

Re: **People of MI v Kevin Lambert White**  
Docket No. **291248**  
L.C. No. **91-001304-FH**

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The application for leave to appeal is DISMISSED for lack of jurisdiction. The February 18, 2009 order denying appellant's motion to "clarify concurrent nature of sentence" must be deemed a denial of a successive motion for relief from judgment. See MCR 6.501. Because the underlying successive motion for relief from judgment was appellant's second such motion filed after August 1, 1995, defendant is barred from appealing the denial of that motion by MCR 6.502(G)(1). The exceptions provided by MCR 6.502(G)(2) are inapplicable.

The motion to waive fees is GRANTED for this case only.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

**JUN - 9 2009**  
Date

*Sandra Schultz Mengel*  
Chief Clerk